

PTO/SB/28 (09-04)

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REJECTION OVER A "PRIOR" PATENT**

Docket Number (Optional)

STAN-186CON

In re Application of: **GRAHN, DENNIS A.**

Application No.: 10/655,557

Filed: September 3, 2003

For: **METHODS AND DEVICES FOR PREVENTION OF HYPOTHERMIA IN A MAMMAL DURING PROLONGED  
EXPOSURE TO EXTREME COLD**

The owner, The Board of Trustees of the Leland Stanford Junior University, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,673,099 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:

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- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
- is reissued; or
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 37,620

\_\_\_\_\_  
Signature **Bret E. Field**  
Typed or printed name  
\_\_\_\_\_  
Date **June 15, 2005**  
\_\_\_\_\_  
Telephone Number **(650) 833-7770**

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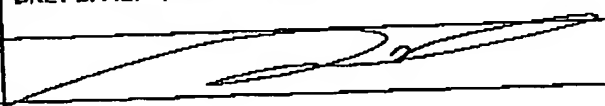
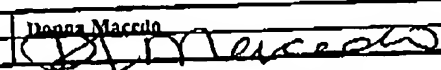


PTO/SB/21 (08-00)

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<p align="center"><b>TRANSMITTAL FORM</b></p> <p align="center"><i>(to be used for all correspondence after initial filing)</i></p>		Application Number	10/655,557	
		Filing Date	September 3, 2003	
		First Named Inventor	GRAHN, DENNIS A.	
		Group Art Unit	3739	
		Examiner Name	Roy Dean Gibson	
Total Number of Pages in This Submission		3	Attorney Docket Number	STAN-186CON
<p align="center"><b>ENCLOSURES (check all that apply)</b></p>				
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input checked="" type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)		
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Firm or Individual Name	BRET E. FIELD, Reg. No. 37,620			
Signature				
Date	June 15, 2005			
<p align="center"><b>CERTIFICATE OF FACSIMILE TRANSMISSION</b></p>				
<p>I hereby certify that this correspondence is being facsimile filed under 37 C.F.R. §§ 1.6(d) and 1.8(a)(1)(b) addressed to: 571-293-4767 on this date: June 15, 2005.</p>				
Typed or printed name	Donna Macrina	Date	June 15, 2005	
Signature				

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